

Assembly Bill No. 1587

CHAPTER 889

An act relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 11, 1997. Filed
with Secretary of State October 12, 1997.]

On this date I have signed Assembly Bill No. 1587 with the following reductions.

AB 1587 would restore funding, for various K-12 projects, pending enactment of legislation for a mandatory testing program for all pupils in grades 2 through 11.

I am signing AB 1587, however, I am reducing the appropriations by a total of \$1,010,000. Previously these funds were vetoed from AB 1578 (Chapter 299, Statutes of 1997). The specific reductions are as follows:

I am reducing Section 1 by eliminating subdivision (e) which allocates \$10,000 to the Los Angeles Unified School District for an extended learning program at the Telfair Elementary School. This project should be funded at the local district level with one-time funds.

I am reducing Section 1 by eliminating subdivision (g) which allocates \$1,000,000 to be allocated to school districts for upgrading playground facilities. Districts have received sufficient one-time revenues to fund this need from local resources.

PETE WILSON, Governor

LEGISLATIVE COUNSEL'S DIGEST

AB 1587, Committee on Budget. Education finance.

(1) Under existing law, the Legislature is required to provide for a system of common schools.

This bill would appropriate \$10,224,000, as follows:

(a) The sum of \$750,000 from the General Fund to the Superintendent of Public Instruction for allocation to the California Museum Foundation in the 1997-98 fiscal year for educational purposes, as specified.

(b) The sum of \$500,000 from the General Fund to the Superintendent of Public Instruction for allocation, as specified, in the 1997-98 fiscal year, for the purpose of the after-school youth violence prevention, as specified, for the San Diego Unified School District, the Sweetwater Union School District, the Vista Unified School District, and the South Bay Unified School District.

(c) The sum of \$50,000 from the General Fund to the Superintendent of Public Instruction for allocation to the Lodi School District in the 1997-98 fiscal year for a central coordinator to recruit and train mentors in the establishment of a "Job Shadowing" program, as specified.

(d) The sum of \$250,000 from the General Fund to the Superintendent of Public Instruction for allocation in the 1997-98 fiscal year to the Napa Valley Unified School District for the Napa County Regional Occupational Center program, as specified.

(e) The sum of \$10,000 from the General Fund to the Superintendent of Public Instruction for allocation in the 1997–98 fiscal year to the Los Angeles Unified School District for extended learning programs as specified, at the Telfair Elementary School.

(f) The sum of \$1,500,000 from the General Fund to the Superintendent of Public Instruction for allocation to the Indian Education Centers Program in the 1997–98 fiscal year, as specified.

(g) The sum of \$1,000,000 from the General Fund to the Superintendent of Public Instruction for allocation to school districts in the 1997–98 fiscal year to ensure children’s safety on school playgrounds and reduce playground injuries by upgrading, refurbishing, or replacing school playgrounds and playground facilities.

(h) The sum of \$800,000 from the General Fund to the Superintendent of Public Instruction in the 1997–98 fiscal year for allocation to a local education agency for the development of an English language development exam, as specified.

(i) The sum of \$2,273,000 from the General Fund to the Superintendent of Public Instruction for allocation in the 1997–98 fiscal year to school districts for school libraries, as specified.

(j) The sum of \$1,646,000 from the General Fund to the Superintendent of Public Instruction for allocation in the 1997–98 fiscal year to the San Joaquin County Office of Education for educational and operational costs for the Professional Development Center; technology training for teachers, pupils, and support staff; and reading and mathematics projects.

(k) The sum of \$100,000 from the General Fund to the Superintendent of Public Instruction for allocation in the 1997–98 fiscal year to the St. Helena Unified School district for costs associated with the establishment of an agricultural center at St. Helena High School.

(l) The sum of \$395,000 from the General Fund to the Superintendent of Public Instruction for allocation in the 1997–98 fiscal year to the Lompoc Unified School District for the Cabrillo High School Aquarium expansion project.

(m) The sum of \$450,000 from the General Fund to the Superintendent of Public Instruction for allocation in the 1997–98 fiscal year to the Burbank Unified School District for technology modernization at John Muir Middle School.

(n) The sum of \$500,000 from the General Fund to the Los Angeles Unified School District for planning and site preparation for the New California Center for Culture, Education, and Economic Development.

(2) This bill would declare that it is to take effect immediately as an urgency statute.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. The sum of ten million two hundred twenty-four thousand dollars (\$10,224,000) is hereby appropriated in accordance with the following schedule:

(a) (1) Seven hundred fifty thousand dollars (\$750,000) from the General Fund to the Superintendent of Public Instruction for allocation to the California Museum Foundation in the 1997–98 fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis for a variety of educational services and programs to enhance children’s appreciation and understanding of African-American history, culture, and the visual arts. The Legislature finds and declares that these programs serve an essential educational purpose as a resource for public elementary and secondary schools and are offered to public school pupils and others. It is, therefore, the intent of the Legislature that, notwithstanding Section 41202 of the Education Code, the appropriation made by this paragraph shall be counted towards the state’s obligation for minimum funding of the public school system under Section 8 of Article XVI of the California Constitution.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(b) (1) Five hundred thousand dollars (\$500,000) from the General Fund to the Superintendent of Public Instruction for allocation to the following school districts in the 1997–98 fiscal year:

(A)	San Diego Unified School District	\$350,000
(B)	Sweetwater Union School District	100,000
(C)	Vista Unified School District	25,000
(D)	South Bay Union School District	25,000

(2) Funds appropriated in this subdivision shall be used on a one-time basis for an afterschool youth violence prevention and intervention program designed in cooperation with local law enforcement officials to protect middle grade pupils from negative influences during the most critical hours of the day.

(3) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the



appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(c) (1) Fifty thousand dollars (\$50,000) from the General Fund to the Superintendent of Public Instruction for allocation to the Lodi Unified School District in the 1997–98 fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis for a central coordinator to recruit and train mentors in the establishment of a “Job Shadowing” program, develop internships for pupils within the Lodi area, and develop partnerships with local small businesses located within the district boundaries.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(d) (1) Two hundred fifty thousand dollars (\$250,000) from the General Fund to the Superintendent of Public Instruction for allocation to the Napa Valley Unified School District for the Napa County Regional Occupational Center/Program in the 1997–98 fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis to purchase computer equipment and other instructional materials for the Napa New Technology High School.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(e) (1) Ten thousand dollars (\$10,000) from the General Fund to the Superintendent of Public Instruction for allocation to the Los Angeles Unified School District in the 1997–98 fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis for

an extended learning program after school and on Saturdays for children and adults at the Telfair Elementary School.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(f) (1) The sum of one million five hundred thousand dollars (\$1,500,000) from the General Fund to the Superintendent of Public Instruction for allocation to the California Indian Education Centers Program in the 1997–98 fiscal year in accordance with Article 6 (commencing with Section 33380) of Chapter 3 of Part 20 of the Education Code. Notwithstanding Section 41205 of the Education Code, the Legislature finds and declares that 100 percent of this appropriation shall be used only for direct instructional services pursuant to Section 41205 of the Education Code and shall be applied to the state’s obligation to provide funding to school districts for purposes of Section 8 of Article XVI of the California Constitution.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(g) (1) One million dollars (\$1,000,000) from the General Fund to the Superintendent of Public Instruction for allocation to school districts in the 1997–98 fiscal year to ensure children’s safety on school playgrounds and reduce playground injuries to children. Funds appropriated in this subdivision shall be used on a one-time basis for upgrading, refurbishing, or replacing school playgrounds and playground facilities. The funds shall be awarded to school districts on a competitive basis in an amount not to exceed twenty-five thousand dollars (\$25,000) per schoolsite. The grants shall be awarded in consultation with the State Department of Health Services and the Integrated Waste Management Board. To be eligible for a grant a school district shall do both of the following:

(A) Demonstrate its ability to provide a 50 percent match, either through public or private funds or in-kind contributions, unless the



Superintendent of Public Instruction waives the matching requirement based on financial ability of the school district to meet the required match.

(B) Guarantee that 50 percent of the grant funds will be used for the improvement or replacement of playground equipment and facilities through the use of recycled materials.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(h) (1) Eight hundred thousand dollars (\$800,000) from the General Fund to the Superintendent of Public Instruction in the 1997–98 fiscal year for allocation to a local education agency. Funds appropriated in this subdivision shall be used by the Superintendent of Public Instruction to develop an English language development examination pursuant to Chapter 7 (commencing with Section 60810) of Part 33 of the Education Code. This subdivision shall not become operative unless and until legislation authorizing the development of an English language development examination becomes effective on or before January 1, 1998.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(i) (1) Two million two hundred seventy-three thousand dollars (\$2,273,000) from the General Fund to the Superintendent of Public Instruction, for allocation to school districts in the 1997–98 fiscal year in an equal amount per pupil based upon each school districts’ October enrollment in grades 7 to 12, inclusive, in the prior fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis for school libraries.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as

defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(j) (1) One million six hundred forty-six thousand dollars (\$1,646,000) from the General Fund to the Superintendent of Public Instruction for allocation to the San Joaquin County Office of Education in the 1997–98 fiscal year for educational and operational costs for the Professional Development Center; technology training for teachers, pupils, and support staff; and reading and mathematics projects.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1994–95 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1994–95 fiscal year.

(k) (1) One hundred thousand dollars (\$100,000) from the General Fund to the Superintendent of Public Instruction for allocation to the St. Helena Unified School District in the 1997–98 fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis for costs associated with the establishment of an agricultural center at St. Helena High School.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(l) (1) Three hundred ninety-five thousand dollars (\$395,000) from the General Fund to the Superintendent of Public Instruction for allocation to the Lompoc Unified School District in the 1997–98 fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis for the Cabrillo High School Aquarium expansion project.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the



appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(m) (1) Four hundred fifty thousand dollars (\$450,000) from the General Fund to the Superintendent of Public Instruction for allocation to the Burbank Unified School District in the 1997–98 fiscal year. Funds appropriated in this subdivision shall be used on a one-time basis for technology modernization at John Muir Middle School.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

(n) (1) Five hundred thousand dollars (\$500,000) from the General Fund to the Los Angeles Unified School District for planning and site preparation for the New California Center for Culture, Education, and Economic Development. The Los Angeles Unified School District, in consultation with the Los Angeles Community College District, shall develop plans for the center promoting all of the following and shall report to the Legislature on its plans for establishment of the center by February 15, 1998:

(A) The cultural and historical contributions of Latinos and other ethnic groups to California.

(B) The development of Latino film archives.

(C) Educational programs in emerging multimedia technologies.

(D) Educational programs providing specialized instruction.

(2) For the purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by paragraph (1) shall be deemed to be “General Fund revenues appropriated to school districts,” as defined in subdivision (c) of Section 41202 of the Education Code, for the 1995–96 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202 of the Education Code, for the 1995–96 fiscal year.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to implement the Budget Act of 1997 with respect to public schools and community colleges, it is necessary that this act take effect immediately.

